

**RECEIVED
CENTRAL FAX CENTER**

FEB 10 2005

WILLIAMS, MORGAN & AMERSON, P.C

10333 Richmond Drive, Suite 1100, Houston, Texas 77042

phone: 713-934-7000 fax: 713-934-7011

FACSIMILE TRANSMITTAL SHEET**URGENT FAX
GROUP ART UNIT 2182**

DATE: FEBRUARY 10, 2005

TO: COMMISSIONER FOR PATENTS TOTAL NO. OF PAGES INCLUDING COVER: 7

FAX: 703.872.9308 PHONE:

FROM: KATHRYN DANAS

RE: RESPONSE TO NOTICE OF ABANDONMENT FILE: 2000.066300/DE0031
2069.013100
S/N 09/904,748☒ URGENT ☐ FOR REVIEW ☐ PLEASE YOUR FILE ☐ PLEASE REPLY ☐ PLEASE HANDLEORIGINAL: ☐ WILL FOLLOW ☒ WILL NOT FOLLOW**NOTES/COMMENTS:**

IN RESPONSE TO YOUR NOTICE OF ABANDONMENT DATED FEBRUARY 2, 2005
REGARDING FAILURE TO PAY THE ISSUE FEE AND PUBLICATION FEE.

APPARENTLY THERE HAS BEEN AN OVERSIGHT BY ONE OF THE EXAMINERS AT
THE USPTO. BACK ON OCTOBER 6, 2004 WE FILED WITH THE USPTO BY FACSIMILE THE
ISSUE FEE TRANSMITTAL FORM AUTHORIZING USPTO TO DEDUCT THE REQUIRED
FEES FROM LEGERITY, INC.'S DEPOSIT ACCOUNT 50-1591. ALSO ENCLOSED IS A
PHOTOCOPY OF USPTO'S AUTO-REPLY FACSIMILE TRANSMISSION CONFIRMING
USPTO RECEIPT OF SAME DATED OCTOBER 5, 2004 AT 1:34:38pm (EASTERN DAYLIGHT
TIME).

MARK W. SINCELL | Patent Agent
Williams, Morgan & Amerson, P.C.
10333 Richmond | Suite 1100 | Houston, TX 77042
Voice: 713-934-4052 | Fax: 713-934-7011
EMAIL: MSINCELL@WMALAW.COM

CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information from the law firm of Williams, Morgan & Amerson which may be confidential and/or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

2069.013100
MS

UNITED STATES PATENT AND TRADEMARK OFFICE DOCKETING DEPT.

FEB 9 2005

 UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Assistant Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

WILLIAMS, MORGAN & AMERSON

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/904,748	07/13/2001	Stephen Rosner	2000.066300/DE0031	3352

23720 7590 02/02/2005

 WILLIAMS, MORGAN & AMERSON, P.C.
 10333 RICHMOND, SUITE 1100
 HOUSTON, TX 77042

EXAMINER

SHIN, CHRISTOPHER B

ART UNIT

PAPER NUMBER

2182

DATE MAILED: 02/02/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
--------------------	-------------	-----------------------	---------------------

09/904748

EXAMINER

ART UNIT	PAPER NUMBER
----------	--------------

NOTICE OF ABANDONMENT

This application is abandoned in view of:

DATE MAILED: *Petition to Re-examine*
DOCKETED *(Assessment)*
FOR *3/2/05*
BY *SAK*
CHK'D BY *SAK*

- ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on _____
- ☐ A reply (with Certificate of Mailing or Transmission of _____) was received on _____ which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____
- ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
- ☐ A reply was received on _____, but it does not constitute a proper reply, or a *bona fide* attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in the last box below).
- ☐ No reply has been received.
- ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
- ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85) (or Notice of Publication Fee Due).
- ☐ The submitted fee of \$ _____ is insufficient. A balance of \$ _____ is due.
The issue fee by 37 CFR 1.18 is \$ _____. The publication fee, if required, by 37 CFR 1.18(d) is \$ _____.
- ☒ The issue fee and publication fee, if applicable, have not been received.
- ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTOL-37).
- ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
- ☐ No corrected drawings have been received.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below: _____

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

USPTO
:Auto-reply fax to 7139347 COMPANY: 10/5/2004 1:41 PM PAGE 1/00 Fax Server

Auto-Reply Facsimile Transmission



TO: Fax Sender at 7139347011

Fax Information

Date Received:

10/5/2004 1:34:38 PM [Eastern Daylight Time]

Total Pages:

3 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page

=====>

10/05/2004 1:34:38 PM WMA -> 17038729306		NO.218 004
WILLIAMS, MORGAN & AMERSON, P.C		
10333 Richmond Drive, Suite 1100, Houston, Texas 77042 phone: 713-934-7000 fax: 713-934-7011		
FACSIMILE TRANSMITTAL REPORT		
ISSUE FEE		
DATE:	OCTOBER 5, 2004	
TO:	MAIL STOP: ISSUE FEE	TOTAL NO. OF PAGES INCLUDING COVER: 3
FAX:	703.740.4000	PHONE:
FROM:	KATHRYN DANAB	
RE:	NOTICE OF ALLOWANCE DATED SEPTEMBER 23, 2004	2069.013100 S/N 09/004,749
ISSUE FEE TRANSMITTAL		
<input type="checkbox"/> URGENT <input type="checkbox"/> FOR REVIEW <input type="checkbox"/> PLEASE YOUR FILE <input type="checkbox"/> PLEASE REPLY <input type="checkbox"/> PLEASE HANDLE <input type="checkbox"/> ORIGINAL <input type="checkbox"/> WILL FOLLOW <input checked="" type="checkbox"/> WILL NOT FOLLOW		
NOTES/COMMENTS:		
The Commissioner is hereby authorized to deduct the required fees from Legality, Inc.'s Deposit Account 50-1591/DE/0031. If funds are insufficient, the Commissioner is authorized to deduct the required fees from Williams, Morgan & Ameron's Deposit Account 50-0786/069.0(3)00.		
MARK W. BINGELL Agent Williams, Morgan & Ameron, P.C. 10333 Richmond Suite 1100 Houston, TX 77042 Voice: 713-934-4052 Fax: 713-934-7011 EMAIL: MBINGELL@WMA-ATG.COM		
CONFIDENTIALITY NOTE		
The documents accompanying this facsimile transmission contain information from the law firm of Williams, Morgan & Ameron which may be confidential and/or privileged. The information is intended to be for the use of the individual or entity named in this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this facsimile transmission is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original document and no part of it.		
PAGE 1/3 RCVD AT 10/5/2004 1:34:38 PM [Eastern Daylight Time] SVR:USPTO-EFXXF-32 DNIS:7139347011 CSID:7139347011 DURATION (mm-ss):01:34		

ORIGINAL

02/10/2005

11:10

WMA -> 17038729306

NO.218

005

MESSAGE CONFIRMATION

10/05/2004 12:31

ID=WMA

DATE	S.R-TIME	DISTANT STATION ID	MODE	PAGES	RESULT
10/05	01'31"	USPTO	CALLING	03	OK 0000

10/05/2004

12:30

WMA -> 17037464000

NO.079

001

WILLIAMS, MORGAN & AMERSON, P.C

10333 Richmond Drive, Suite 1100, Houston, Texas 77042

phone: 713-934-7000 fax: 713-934-7011

FACSIMILE TRANSMITTAL SHEET

ISSUE FEE

DATE: OCTOBER 5, 2004

TO: MAIL STOP: ISSUE FEE

TOTAL NO. OF PAGES INCLUDING COVER: 2

FAX: 703.746.4000

PHONE:

FROM: KATHRYN DANAS

RE: NOTICE OF ALLOWANCE DATED FILE:
SEPTEMBER 28, 2004

2069.013100

S/N 09/904,748

ISSUE FEE TRANSMITTAL

☐ URGENT ☐ FOR REVIEW ☐ PLEASE YOUR FILE ☐ PLEASE REPLY ☐ PLEASE HANDLEORIGINAL: ☐ WILL FOLLOW ☒ WILL NOT FOLLOW

WILLIAMS, MORGAN & AMERSON, P.C

10333 Richmond Drive, Suite 1100, Houston, Texas 77042

phone: 713-934-7000 fax: 713-934-7011

FACSIMILE TRANSMITTAL SHEET**ISSUE FEE**

DATE: OCTOBER 5, 2004

TO: MAIL STOP: ISSUE FEE

TOTAL NO. OF PAGES INCLUDING COVER: 2

FAX: 703.746.4000

PHONE:

FROM: KATHRYN DANAS

RE: NOTICE OF ALLOWANCE DATED FILE:
SEPTEMBER 28, 2004

2069.013100

S/N 09/904,748

ISSUE FEE TRANSMITTAL☐ URGENT ☐ FOR REVIEW ☐ PLEASE YOUR FILE ☐ PLEASE REPLY ☐ PLEASE HANDLEORIGINAL: ☐ WILL FOLLOW ☒ WILL NOT FOLLOW

NOTES/COMMENTS:

The Commissioner is hereby authorized to deduct the required fees from Legerity, Inc.'s Deposit Account 50-1591/DE0031. If funds are insufficient, the Commissioner is authorized to deduct the required fees from Williams, Morgan & Amerson's Deposit Account 50-0786/2069.013100.

MARK W. SINCELL | Agent
Williams, Morgan & Amerson, P.C.
10333 Richmond | Suite 1100 | Houston, TX 77042
Voice: 713-934-4052 | Fax: 713-934-7011
EMAIL: MSINCELL@WMALAW.COM

CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information from the law firm of Williams, Morgan & Amerson which may be confidential and/or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

PART B - FEE(S) TRANSMITTAL

RECEIVED
CENTRAL FAX CENTER

FEB 10 2005

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

023720 7590 09/28/2004

WILLIAMS, MORGAN & AMERSON, P.C.
10333 RICHMOND, SUITE 1100
HOUSTON, TX 77042

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Kathryn Danas (Depositor's name)
Kathryn Danas (Signature)
October 5, 2004 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/904,748	07/13/2001	Stephen Rosner	2000.066300/DE0031	3352

TITLE OF INVENTION: METHOD AND APPARATUS FOR ACCESSING MEMORIES HAVING A TIME-VARIANT RESPONSE OVER A PCI BUS BY USING TWO-STAGE DMA TRANSFERS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$0	\$1330	12/28/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
SHON, CHRISTOPHER B	2182	710-025000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Williams, Morgan
& Amerison

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Legerity, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Austin, Texas

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☒ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-1591-100031 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Mark W. Sincell

Date October 5, 2004

Typed or printed name

Mark W. Sincell

Registration No. 52,226

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.